

# HOUSE BILL No. 1075

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 13-18-10-1.5.

**Synopsis:** CAFO setbacks around state owned properties. Provides that after June 30, 2009, a person may not: (1) start construction of a confined feeding operation if any part of the operation; (2) start construction of a concentrated animal feeding operation (CAFO) if any part of the CAFO; or (3) enter into an agreement for manure application if any part of the manure application area; is within two miles of the boundary of a park, reservoir, or other land or water under the jurisdiction of the department of natural resources.

**Effective:** July 1, 2009.

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**Cheatham, Bischoff**

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January 7, 2009, read first time and referred to Committee on Agriculture and Rural Development.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

## HOUSE BILL No. 1075

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 13-18-10-1.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2009]: **Sec. 1.5. (a) As used in this section,**  
4 **"park" has the meaning set forth in IC 14-14-1-5.**  
5 **(b) After June 30, 2009, a person may not:**  
6 **(1) start construction of a confined feeding operation if any**  
7 **part of the confined feeding operation or a manure treatment**  
8 **facility that is part of the confined feeding operation;**  
9 **(2) start construction of a CAFO if any part of the CAFO or**  
10 **a manure treatment facility that is part of the CAFO; or**  
11 **(3) enter into an agreement for manure application if any part**  
12 **of the manure application area;**  
13 **is located within two (2) miles of a park boundary.**

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